

SECOND REGULAR SESSION

SENATE BILL NO. 752

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CROWELL.

Pre-filed December 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

3451S.011

AN ACT

To repeal section 8.255, RSMo, and to enact in lieu thereof one new section relating to job order contracts.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 8.255, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 8.255, to read as follows:

8.255. 1. The director may authorize any agency of the state to establish standing contracts for the purpose of accomplishing construction, renovation, maintenance and repair projects not exceeding one hundred thousand dollars. Such contracts shall be advertised and bid in the same manner as contracts for work which exceeds one hundred thousand dollars, except that each contract shall allow for multiple projects, the cost of each of which does not exceed one hundred thousand dollars. Each contract shall be of a stated duration and shall have a stated maximum total expenditure. For job order contracts, the total expenditure per project shall not exceed three hundred thousand dollars. **For the purposes of this chapter, "job order contract" shall mean a firm, fixed price, competitively bid, indefinite quantity type contract designed to accomplish small to medium, multi-traded maintenance or repair projects and minor new construction projects.**

2. The director, with full documentation, shall have the authority to authorize any agency to contract for any design or construction, renovation, maintenance, or repair work which in his judgment can best be procured directly by such agency. The director shall establish, by rule, the procedures which the agencies must follow to procure contracts for design, construction, renovation, maintenance or repair work. Each agency which procures such contracts pursuant to a delegation shall file an annual report as required by rule. The

21 director shall provide general supervision over the process. The director may
22 establish procedures by which such contracts are to be procured, either generally
23 or in accordance with each authorization.

24 3. The director, in his sole discretion, may with full documentation
25 approve a recommendation from a project designer that a material, product or
26 system within a specification for construction, renovation or repair work be
27 designated by brand, trade name or individual mark, when it is determined to be
28 in the best interest of the state. The specification may include a preestablished
29 price for purchase of the material, product or system where required by the
30 director.

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